

EXHIBIT "C"

KR 90-2454

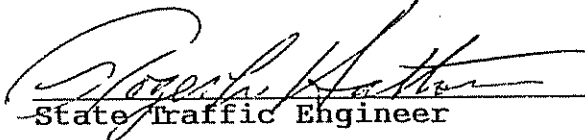
LETTER ADDENDUM

In accordance with paragraph 7 of the Agreement, AG #79-867, Secretary of State #5966 dated November 27, 1979, for the operation and maintenance of traffic signals and/or highway lighting between the State of Arizona, ARIZONA DEPARTMENT OF TRANSPORTATION and the CITY OF PRESCOTT, it is agreed by both parties that the following intersection be added to the existing list of intersections to be operated and maintained as set forth in said Agreement:

US 89 at Willow Creek Road, MP 320.02
CITY OF PRESCOTT

STATE OF ARIZONA
ARIZONA DEPARTMENT OF TRANSPORTATION

BY:


State Traffic Engineer

DATE:

August 27, 1990

CITY OF PRESCOTT

BY:

Robert C. Morgan

TITLE:

MAYOR

DATE:

JULY 11, 1990

ATTEST:



City Clerk

EXHIBIT "B"

APPROVAL OF THE CITY ATTORNEY

I hereby state that I have reviewed the proposed Letter Addendum to the Maintenance Intergovernmental Agreement between the State of Arizona, ARIZONA DEPARTMENT OF TRANSPORTATION and the CITY OF PRESCOTT and declare the Letter Addendum to be in proper form and within the powers and authority granted under the laws of the State of Arizona.

DATED this 11th day of JULY, 1990.

CITY OF PRESCOTT

BY:

ELL M. V. Ryser
City Attorney

EXHIBIT "A"

RESOLUTION NO. 2324

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, RESCINDING RESOLUTION NO. 2315 AND APPROVING AN AMENDED INTERGOVERNMENTAL AGREEMENT, JPA #90-80, AND APPROVING A LETTER ADDENDUM TO MAINTENANCE AGREEMENT, AG #79-867, BETWEEN THE CITY OF PRESCOTT AND THE STATE OF ARIZONA, PURSUANT TO PRESCOTT CITY CHARTER AND ARIZONA REVISED STATUTES, AND AUTHORIZING THE MAYOR AND STAFF TO TAKE ALL STEPS NECESSARY TO ACCOMPLISH THE ABOVE.

WHEREAS, the Mayor and Council adopted Resolution No. 2315 on July 10, 1990, approving an intergovernmental agreement, between the State of Arizona and the City of Prescott for the installation of traffic signalization at U. S. Highway 89, Willow Creek Road and MacCurdy Drive; and

WHEREAS, it is desired to rescind Resolution No. 2315 and adopt a new resolution approving an amended intergovernmental agreement allowing the State of Arizona to furnish materials and construct the new traffic signals at Highway 89, Willow Creek Road, and MacCurdy Drive with its own forces rather than building the project by contract as originally anticipated; and

WHEREAS, it is also desired to approve a letter addendum to the maintenance intergovernmental agreement, AG #79-867, Secretary of State #5966, dated November 27, 1979, adding the new traffic signals at Highway 89, Willow Creek Road and MacCurdy Drive to that agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT AS FOLLOWS:

THAT, Resolution No. 2315 is hereby rescinded; and

THAT, the Construction Intergovernmental Agreement, JPA #90-80, as amended, between the State of Arizona and the City of Prescott for the installation of traffic signalization at U. S. Highway 89, Willow Creek Road and MacCurdy Drive is hereby approved; and

THAT, the Letter Addendum to the Maintenance Intergovernmental Agreement, AG #79-867, Secretary of State #5966, dated November 27, 1979, is hereby approved; and

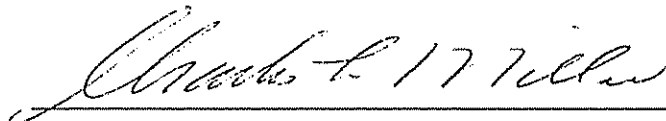
THAT, the Mayor and staff are authorized to execute the Intergovernmental Agreement and Letter Addendum and to take any and all steps deemed necessary to accomplish the above.

MAINTENANCE - TRAFFIC SIGNALS :

US 89 at Willow Creek Road - MP 320.02

CITY OF PRESCOTT

BE IT RESOLVED on this 8th day of June, 1990, that I, CHARLES L. MILLER, as Director, ARIZONA DEPARTMENT OF TRANSPORTATION, have determined that it is in the best interest of the State of Arizona, that the ARIZONA DEPARTMENT OF TRANSPORTATION, acting by and through the Highways Division, enter into a Letter Addendum to the Maintenance Intergovernmental Agreement with the CITY OF PRESCOTT for the operation and maintenance of traffic signals and/or highway lighting. This Letter Addendum adds the new signal to Maintenance Intergovernmental Agreement AG #79-867, Secretary of State #5966, filed with the Secretary of State November 27, 1979. THEREFORE, authorization is hereby given to draft said Letter Addendum which, upon completion, shall be submitted for approval and execution by the State Traffic Engineer.

A handwritten signature in cursive script, reading "Charles L. Miller", is written over a horizontal line.

CHARLES L. MILLER, Director

ARIZONA DEPARTMENT OF TRANSPORTATION



Tru

Attorney General

1275 WEST WASHINGTON

Phoenix, Arizona 85007

Robert R. Corbin

INTERGOVERNMENTAL AGREEMENT

DETERMINATION

A. G. Contract No. KR 90-2454, an agreement between public agencies, has been reviewed pursuant to A.R.S. § 11-952, as amended, by the undersigned Assistant Attorney General who has determined that it is in the proper form and is within the powers and authority granted to the State of Arizona.

No opinion is expressed as to the authority of the remaining parties, other than the State or its agencies, to enter into said agreement.

DATED this 19 day of September, 1990

ROBERT K. CORBIN
Attorney General

Joe Armitage
Assistant Attorney General
Transportation Division

